

WHITEMAN  
OSTERMAN  
& HANNA LLP

One Commerce Plaza  
Albany, New York 12260  
518.487.7600

Attorneys at Law  
[www.woh.com](http://www.woh.com)

Donald T. Kinsella  
Senior Counsel  
518.487.7664 phone  
[dkinsella@woh.com](mailto:dkinsella@woh.com)

January 20, 2023

**VIA ECF**

Hon. Miroslav Lovric, U.S. Magistrate Judge  
Federal Building and U.S. Courthouse  
15 Henry Street  
Binghamton, New York 13901

Re: Homestead Funding Corp. v. Fairway Independent Mortgage Corporation  
Civil No. 1:22-CV-853 (BKS/ML)

Dear Judge Lovric:

This office represents Plaintiff Homestead Funding Corp. (“Plaintiff”). The parties jointly write to request an extension of settlement and voluntary dismissal deadline of January 20, 2023 in Judge Sannes’ Text Order dated December 20, 2022.

The parties have reached settlement of this matter during the mediation on December 15, 2022. Since then, the parties have been diligently working on preparing the settlement agreement. The parties respectfully request additional three (3) weeks to finalize and execute the settlement agreement, make settlement payment and prepare and file voluntary dismissal notice, until February 10, 2023.

If this revised schedule meets with your approval, kindly “So Order” this letter in the space provided below.

Respectfully submitted,

*Donald T. Kinsella*

Donald T. Kinsella

cc: Simone R. D. Francis, Esq. ([simone.francis@ogletree.com](mailto:simone.francis@ogletree.com))  
Matthew Gizzo, Esq. ([matthew.gizzo@ogletree.com](mailto:matthew.gizzo@ogletree.com))

**SO ORDERED** this 23rd day of January, 2023.

*Miroslav Lovric*  
Hon. Miroslav Lovric, U.S. Magistrate Judge